

Note: Parts proposed to be revised are in bold and upper case.

Sustainable Agriculture Promotion Act

Chapter 1 General rules

Article 1 (Purpose) This law is established to increase agriculture's capability of preserving the environment, decrease the environmental pollution caused by agriculture, support farmers who practice environment-friendly agricultural methods, and ultimately to pursue sustainable and environment-friendly agriculture.

Article 2 (Definition) The terms used in the law are defined as follows.

1. "Sustainable agriculture" refers to agriculture that holds chemical use at an optimum level by observing safe standards for the use of agricultural chemicals and the fertilizer standard amount by crops and by using proper stock feed additives, preserving the environment through the proper disposal and recycling of livestock soil, and produces safe agricultural products, livestock, and forest products (hereinafter referred at as "agricultural commodities").
2. "Environment-friendly agricultural commodities" refers to agricultural products that are produced in the process of the environment-friendly agriculture.
3. "Environment-friendly agricultural technology" refers to the agricultural techniques, theories or production methods of materials used for the sustainable agriculture.

Article 3 (Responsibility of government and self-governing bodies)

1. The government shall develop comprehensive measures to promote environment-friendly agriculture including the establishment of basic plans and policies for environment-friendly agriculture and the promotion of the voluntary participation of self-governing bodies and farmers.
2. The self-governing bodies shall establish sustainable agriculture policies and actively promote those policies in consideration of the regional characteristics of the district.

Article 4 (Responsibility of farmers)

Farmers shall try to preserve the environment and to produce sustainable agriculture by practicing environment-friendly agricultural techniques including the proper use of chemicals and by decreasing the level of pollution caused agricultural activities and **THEY SHALL RECORD THE TYPES AND AMOUNTS OF CHEMICALS USED IN A LEDGER.**

Article 5 (Role of private organizations)

Private organizations established for the research of sustainable agriculture and for the promotion of production, distribution and consumption of environment-friendly agricultural products shall try to develop sustainable agriculture by cooperating with the sustainable agriculture policies of

the government and the self-governing bodies and provide education, training, technology development, and agriculture guidance necessary for its members and farmers.

Chapter 2 Sustainable agriculture promotion and support

Article 6 (Sustainable agriculture promotion plan)

1. The Minister of Agriculture and Forestry shall establish a sustainable agriculture promotion plan (Hereinafter referred as the "Promotion plan") for the development of environment-friendly agriculture every 5 years in the consultation with the chiefs of the central government agencies.
2. For the establishment of the promotion plan based on Clause 1, the Minister of Agriculture and Forestry shall refer matters related to environment preservation to the discussion of the Environment Preservation Committee based on Article 36 of Basic Environment Policy Act.
3. The promotion plan shall include the following.
 - A. The goals and basic policies for the preservation of agricultural environment.
 - B. The actual conditions of environmental pollution by agriculture and the reform measures.
 - C. The proper use of agricultural chemicals, fertilizers, stock feed additives and other chemicals, and a reduction plan.
 - D. A technology development plan for sustainable agriculture.
 - E. A promotion plan for environment-friendly farming in pilot villages.
 - F. An activation and promotion plan for the production, distribution, and consumption of environment-friendly agricultural commodities.
 - G. A plan for the increase of agricultural public benefits.
 - H. A plan for the solidification of international cooperation in the development of sustainable agriculture.
 - I. A plan to fund the promotion plan.
 - J. The matters prescribed by the regulations of the Ministry of Agriculture and Forestry for the development of sustainable agriculture.
4. When the Minister of Agriculture and Forestry establishes the promotion plan, he shall refer matters to the discussion of the Sustainable Agriculture Development Committee based on Article 8. It is the same with any change in the promotion plan.
5. The Minister of Agriculture and Forestry shall notify the metropolitan mayors or provincial governors (Hereinafter referred to as "municipal and provincial governors") of the promotion plan established based on Article 1 or 4.

Article 7 (Sustainable agriculture practice plan)

1. The municipal and provincial governors shall establish and enforce the city/ province practice plan for the development of sustainable agriculture based on the promotion plan.

2. When the municipal and provincial governors establish the city/province practice plan based on Article 1, they shall submit the plan to the Minister of Agriculture and Forestry and notify mayors, county governors, and heads of self-governing wards (Hereinafter referred to as "Mayor and county governor") of the plan.

3. The mayors and county governors shall establish the city/county practice plan for the development of sustainable agriculture and submit the plan to the municipal and provincial governors and actively promote the plan.

Article 8 (Sustainable Agriculture Development Committee)

1. The Sustainable Agriculture Development Committee (Hereinafter referred as "Committee") shall be established under the Minister of Agriculture and Forestry in order to deliberate important matters related to the promotion plan and sustainable agriculture.

2. The Vice-minister of Agriculture and Forestry shall be the chairperson of the committee and the committee shall consist of 25 committee members including one chairperson and one vice-chairperson.

3. The term of a committee member shall be three years. But the term of a supplementary committee member shall be the remainder of the predecessor.

4. The committee shall deliberate the followings.

- a. Matters related to the establishment and modification of the promotion plan.
- b. The main tasks for the development of sustainable agriculture
- c. The plan for the increase of sustainable agriculture productivity
- d. Plans and policies for the promotion of environment-friendly agriculture
- e. Matters that the chairperson refers to deliberation regarding sustainable agriculture

5. Matters required for the organization and operation of the committee shall be decided by the presidential decree.

Article 9 (Prevention of environmental pollution caused by agriculture)

1. The government and the self-governing bodies shall promote policies for the observation of the safety standard in the use of agricultural chemicals, the remaining permission standard, the fertilizer standard amount by crops, the livestock soil discharge water quality standard, and for the prevention of the abandonment of agriculture materials in order to prevent environmental pollution originating from agricultural chemicals, fertilizers, livestock soil, and deserted agriculture materials.

2. The enforcement of the policies based on Clause 1 shall apply the standards of regulations based on Article 23 of Agricultural Chemical Management Act, Article 47 of Water Quality Preservation Act, and Article 5 of the Law on the Disposal of Sewage, Soil and Livestock Waste Water.

Article 10 (Preservation of agricultural resources and improvement of agricultural environment)

1. The government and the self-governing bodies shall promote policies such as the improvement of farmlands, the prevention of agricultural water pollution, and the minimization of greenhouse gas emissions in order to preserve agricultural resources such as farmland, agricultural water, and air and to improve the agricultural environment including the soil and water quality.
2. The standards required for the enforcement of the policies based on Clause 1 shall be decided by the regulations of the Ministry of Agriculture and Forestry.

Article 11 (Research on the actual conditions of agricultural resources and environment)

1. The Minister of Agriculture and Forestry or the chief of a self-governing body shall periodically research the following based on the regulations of the Ministry of Agriculture and Forestry in order to preserve agricultural resources and to improve the agricultural environment.
 - a. Changes in the fertility, heavy metals, agricultural chemicals, and microbes in farmlands.
 - b. The quality of surface water and underground water used as agricultural water.
 - c. The actual condition of agricultural additives such as agricultural chemicals or fertilizers.
 - d. The actual condition of the agricultural function for the public benefits such as water resources and soil preservation.
 - e. Other items required for the preservation of agricultural resources and the improvement of the agricultural environment
2. The Minister of Agriculture and Forestry can have the head of an organization under the Ministry of Agriculture and Forestry or a person appointed by the regulations of the Ministry of Agriculture and Forestry investigate the matters prescribed in Clause 1.

Article 12 (Access to other person's private land)

1. The Minister of Agriculture and Forestry or the chief of a self-governing body can have related public service personnel enter other person's private land to collect the minimum amount of investigation data when it is necessary for the investigation into the actual condition of the agricultural environment based on Article 11.
2. The owner, the possessor or the manager of land can not disrupt, reject, interrupt, or avoid the investigation based on Clause 1 without good reason.
3. The person who enters other person's land based on Clause 1 shall carry a certificate that indicates the authority and present the certificate to concerned persons.

Article 13 (Development and propagation of environment-friendly agricultural technology)

1. The Minister of Agriculture and Forestry or the chief of a self-governing body shall follow the policies necessary for the research and development, propagation, and instruction of environment-friendly agricultural technology in order to develop sustainable agriculture.

2. The Minister of Agriculture and Forestry or the chief of a self-governing body can support the expenses of a person who researches and develops, propagate, or instructs in environment-friendly agricultural technology and materials.

Article 14 (Sustainable agriculture training)

The Minister of Agriculture and Forestry or the chief of a self-governing body shall provide training and education for farmers and related public service personnel for the development of sustainable agriculture.

Article 15 (Exchange and publicity of sustainable agriculture technology)

1. The government, the self-governing bodies, the private organizations, and farmers shall try for the development of sustainable agriculture through the exchange of sustainable agriculture technology.

2. The Minister of Agriculture and Forestry or the chief of a self-governing body shall find and publicize excellent cases for the efficient promotion of sustainable agriculture.

Chapter 3 Management of the distribution of environment-friendly agricultural commodities

Article 16 (Classification of environment-friendly agricultural commodities)

1. Environment-friendly agricultural commodities are classified into general environment-friendly agricultural commodities, organic agricultural products, non-chemical agricultural products, and low-chemical agricultural products based on the production method and the materials used.

2. Specific standards on the use of materials for the production of environment-friendly agricultural commodities shall be determined by the regulations of the Ministry of Agriculture and Forestry.

Article 17 (Indication and certification of environment-friendly agricultural commodities)

1. THE PERSON WHO PRODUCES OR IMPORTS ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES (EXCEPT FOR GENERAL ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES) AND INDICATES THE FIGURE OR CHARACTERS OF ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES (HEREINAFTER REFERRED TO AS "INDICATE ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES") SHALL GET A CERTIFICATION FROM THE CERTIFICATION AUTHORITY DESIGNATED IN ACCORDANCE WITH SUB SECTION 6. CLAUSE 1 OF ARTICLE 17 (HEREINAFTER REFERRED TO AS "CERTIFICATION AUTHORITY).

2. A PERSON WHO DESIRES THE CERTIFICATION IN ACCORDANCE WITH CLAUSE 1 SHALL SUBMIT THE FOLLOWING DOCUMENTS IN ADDITION TO THE APPLICATION FORM FOR THE ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITY INDICATION CERTIFICATION PRESCRIBED BY THE MINISTRY OF AGRICULTURE AND FORESTRY TO THE CHIEF OF THE

CERTIFICATION AUTHORITY.

A. THE PRODUCTION PLAN OF THE CERTIFIED GOODS PRESCRIBED BY THE MINISTER OF AGRICULTURE AND FORESTRY.

B. A MANAGEMENT STATEMENT OF THE CULTIVATION AND PACKING OR THE PRODUCTION FACILITY AND DOCUMENTS PRESCRIBED BY THE MINISTER OF AGRICULTURE AND FORESTRY FOR THE INSPECTION.

3. Matters required for the indication method of environment-friendly agricultural commodities based on Clause 1 shall be decided by the regulations of the Ministry of Agriculture and Forestry.

Sub-section 2 of article 17 (Certification inspection and others)

1. WHEN THE CHIEF OF THE CERTIFICATION AUTHORITY RECEIVES THE CERTIFICATION APPLICATION BASED ON CLAUSE 2 OF ARTICLE 17, THE CHIEF OF THE CERTIFICATION AUTHORITY SHALL INSPECT AS TO WHETHER THE APPLICATION IS PROPER FOR THE CERTIFICATION INSPECTION STANDARD AND THE STANDARD BASED ON CLAUSE 2 OF ARTICLE 16.

2. ANYONE WHO DOES NOT AGREE TO THE RESULTS OF CERTIFICATION INSPECTION BASED ON CLAUSE 1 CAN APPLY TO THE CHIEF OF THE CERTIFICATION AUTHORITY FOR A REEXAMINATION.

3. MATTERS REQUIRED FOR THE PROCEDURES AND METHOD OF THE CERTIFICATION INSPECTION OR REEXAMINATION BASED ON CLAUSE 1 OR 2 SHALL BE DECIDED BY THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

Sub-section 3 of article 17 (The available period of the certification)

1. THE CERTIFICATION BASED ON CLAUSE 1 OF ARTICLE 17 SHALL BE VALID FOR ONE YEAR FROM THE DATE OF CERTIFICATION.

2. THE AVAILABLE PERIOD OF THE CERTIFICATION BASED ON CLAUSE 1 CAN BE EXTENDED IN ACCORDANCE WITH THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

Sub-section 4 of article 17 (Issue of certification)

1. THE CHIEF OF THE CERTIFICATION AUTHORITY SHALL ISSUE THE CERTIFICATE OF AUTHENTICATION WHEN THE PERSON CERTIFIED BASED ON CLAUSE 1 OF ARTICLE 17 (HEREINAFTER REFERRED TO AS "THE PERSON WITH CERTIFICATION") REQUESTS THE ISSUE OF THE CERTIFICATION.

2. MATTERS REQUIRED FOR THE ISSUE OF THE CERTIFICATE OF AUTHENTICATION BASED ON CLAUSE 1 SHALL BE DECIDED BY THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

Sub-section 5 of Article 17 (Prohibition of false indication) NO ONE SHALL BE ALLOWED TO DO THE FOLLOWING.

- A. ACQUIRE A CERTIFICATION THROUGH FALSE OR UNJUST METHODS.**
- B. INDICATE THE AGRICULTURAL PRODUCTS OR PROCESSED GOODS THAT ARE NOT CERTIFIED AS THE ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES OR DO SIMILAR THINGS.**
- C. MIX CERTIFIED GOODS WITH NON-CERTIFIED AGRICULTURAL PRODUCTS AND SELL THEM, STORE, OR DISPLAY THEM FOR THE PURPOSE OF SALE.**
- D. FORGE OR ALTER THE CERTIFICATE BASED ON CLAUSE 1 OF SUB-SECTION 4 OF ARTICLE 17.**

Sub-section 6 of Article 17 (Assignment of certification authority and others)

1. THE MINISTER OF AGRICULTURE AND FORESTRY CAN ASSIGN CERTIFICATION AUTHORITY FOR THE EFFICIENT PROMOTION OF CERTIFICATION WORK. IN THIS CASE, THE NATIONAL AGRICULTURAL PRODUCTS QUALITY MANAGEMENT SERVICE IS REGARDED AS BEING ASSIGNED AS A CERTIFICATION AUTHORITY.

2. ANY PERSON WHO WANTS TO BE ASSIGNED AS A CERTIFICATION AUTHORITY BASED ON CLAUSE 1 SHALL SUBMIT THE FOLLOWING DOCUMENTS INCLUDING THE APPLICATION FORM OF THE CERTIFICATION AUTHORITY TO THE MINISTER OF AGRICULTURE AND FORESTRY.

- A. A CERTIFIED COPY OF CORPORATE REGISTER**
- B. ARTICLES OF INCORPORATION OR SIMILAR CONTRACT (LIMITED TO CORPORATIONS.)**
- C. BUSINESS PLAN WHERE THE RANGE OF CERTIFICATION WORK IS MENTIONED**
- D. DOCUMENTATION OF THE CURRENT STATUS OF EXAMINERS**
- E. INTERNAL REGULATIONS REQUIRED FOR THE CERTIFICATION WORK.**

3. THE CERTIFICATION AUTHORITY ASSIGNMENT STANDARD AND PROCEDURE, AND THE RANGE OF CERTIFICATION WORK BASED ON CLAUSE 1 SHALL BE DECIDED BY THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

Sub-section 7 of article 17 (Cancellation of the assignment of certification authority)

1. IF A CERTIFICATION AUTHORITY IS APPLICABLE TO ONE OF THE FOLLOWING, THE MINISTER OF AGRICULTURE AND FORESTRY CAN CANCEL THE ASSIGNMENT OR SUSPEND THE ENTIRE OR PART OF CERTIFICATION WORK FOR LESS THAN 6 MONTHS. IN CASE OF NO.1 OF THE FOLLOWING, THE ASSIGNMENT SHALL BE CANCELLED.

- A. IF THE CERTIFICATION AUTHORITY IS ASSIGNED THROUGH FALSE OR UNJUST METHODS**
- B. IF THE CERTIFICATION AUTHORITY DOES NOT PERFORM CERTIFICATION WORK FOR MORE THAN A YEAR WITHOUT GOOD REASON.**
- C. IF THE CERTIFICATION AUTHORITY IS NOT PROPER FOR THE STANDARD BASED ON CLAUSE 3 OF SUB-SECTION 6 OF ARTICLE 17**

D. AN INVESTIGATION BASED ON CLAUSE 1 OF ARTICLE 18 FINDS THAT THE CERTIFICATION OF SUBSTANDARD GOODS IS INTENTIONAL OR CAUSED BY THE MISTAKE OF THE CERTIFICATION AUTHORITY.

2. IF THE CERTIFICATION AUTHORITY VIOLATES THE SUSPENSION ORDER BASED ON CLAUSE 1 AND CONTINUES BUSINESS, THE MINISTER OF AGRICULTURE AND FORESTRY CAN CANCEL THE ASSIGNMENT.

3. ANY PERSON WHO IS DISPOSED BASED ON CLAUSE 1 CAN NOT BE RE-ASSIGNED AS A CERTIFICATION AUTHORITY UNLESS TWO YEARS HAVE PASS FROM THE DISPOSITION DATE.

4. THE DETAILED STANDARD FOR THE ADMINISTRATIVE MEASURE BASED ON CLAUSE 1 SHALL BE DECIDED BY THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY IN CONSIDERATION OF THE TYPES AND EXTENT OF THE VIOLATION.

Sub-section 8 of Article 17 (Succession of the business)

IF A CERTIFIED PERSON IS DEAD OR A CERTIFICATION AUTHORITY TRANSFERS THEIR BUSINESS OR A CORPORATION MERGES, THE TRANSFEREE, THE SUCCESSOR, OR THE CORPORATION THAT EXISTS FOLLOWING THE MERGER, OR THE CORPORATION ESTABLISHED THROUGH THE MERGER SUCCEEDS THE POSITION OF THE CERTIFIED PERSON OR THE CERTIFICATION AUTHORITY.

Sub-section 9 of Article 17 (Reporting and other related items)

1. THE MINISTER OF AGRICULTURE AND FORESTRY CAN HAVE THE CERTIFICATION AUTHORITIES REPORT MATTERS ON THE CERTIFICATION WORK WHEN IT IS NECESSARY FOR THE ENFORCEMENT OF THIS ACT.

2. THE MINISTER OF AGRICULTURE AND FORESTRY CAN AUDIT CERTIFICATION AUTHORITIES WHEN THE CERTIFICATION AUTHORITY IS REPORTED BASED ON CLAUSE 1 OR WHEN THE RESULT OF AN INVESTIGATION BASED ON CLAUSE 1 OF ARTICLE 18 SHOWS THE AUDIT IS WARRANTED.

3. THE CERTIFICATION AUTHORITY CAN HAVE THE CERTIFIED PERSON SUBMIT DATA ON ITS WORK IN ACCORDANCE WITH REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

4. THE CERTIFICATION AUTHORITIES AND THE CERTIFIED PERSON SHALL KEEP AND STORE RELATED DOCUMENTS IN ACCORDANCE WITH THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

Article 18 (Inspection of the goods on the market and others)

1. The Minister of Agriculture and Forestry can have public service personnel review the business

records or documents of the business place and perform necessary inspections on the production process and take the environment-friendly agricultural products and inspect them as to whether they meet the quality standard or refer them for testing at a professional research institute when it is necessary for the protection of consumers.

2. The producer, the private organization or distributor of environment-friendly agricultural products can not disrupt, reject, interrupt, or avoid the investigation based on Clause 1 without good reason.

3. The public service personnel who perform the inspection based on Clause 1 shall carry a certificate that indicates the authority and present the certificate to concerned persons.

Sub-section 2 of Article 18 (Order of indication removal)

WHEN THE INSPECTION OF GOODS ON THE MARKET BASED ON CLAUSE 1 OF ARTICLE 18 FINDS THAT THE GOODS FAIL TO SATISFY THE CERTIFICATION INSPECTION STANDARDS, THE MINISTER OF AGRICULTURE AND FORESTRY CAN ORDER THE CERTIFIED PERSON OR THE DISTRIBUTOR OF THE GOODS TO REMOVE THE ENVIRONMENT-FRIENDLY AGRICULTURAL PRODUCT INDICATION, OR SUSPEND THE INDICATION OR THE SALE.

Sub-section 3 of Article 18 (Cancellation of certification)

1. IF A CERTIFIED PERSON IS APPLICABLE TO ONE OF THE FOLLOWING, THE CERTIFICATION AUTHORITY CAN CANCEL THE CERTIFICATION. IN CASE OF NO.1, THE ASSIGNMENT SHALL BE CANCELLED.

A. IF THE PERSON ACQUIRES THE CERTIFICATION THROUGH FALSE OR UNJUST METHODS

B. IF THE CERTIFIED PERSON FAILS TO SATISFY THE CERTIFICATION INSPECTION STANDARD BASED ON CLAUSE 1 OF ARTICLE 18

C. IF THE PERSON DO NOT FOLLOW AN ORDER TO REMOVE THE INDICATION OR OTHERS BASED ON SUB-SECTION 2 OF ARTICLE 18.

Article 19 (Support of environment-friendly agricultural product production and distribution)

1. The Minister of Agriculture and Forestry or the chief of a self-governing body can provide the facility installation funds and other types of support for the producers, the producer's organization, or the distributors of the environment-friendly agricultural products within the budget.

2. The level of support for environment-friendly agricultural product production and distribution shall be in accordance with the extent of the contribution to sustainable agriculture.

Article 20 (Preferred purchase)

The Minister of Agriculture and Forestry can request the preferred purchase of the environment-friendly agricultural product of the chiefs of public organizations or of self-governing bodies in order to promote the purchase of environment-friendly agricultural products.

Chapter 4 International cooperation and other related items

Article 21 (International cooperation)

The government shall exchange information and technology related to sustainable agriculture through cooperation with environment-related international bodies and countries, cooperate for the personnel interchange, the joint inspection and research and development, and participate in the international efforts for the development of sustainable agriculture by restricting environment-harmful agriculture and the trade of harmful materials.

Article 22 (Establishment of domestic standards and goals for sustainable agriculture)

The government shall establish effective national standards and goals for sustainable agriculture in consideration of international situations and national resources, environment, and economic situations

Sub-section 1 of Article 22 (Commission and others)

1. ANY PERSON WHO IS APPLICABLE TO ONE OF THE FOLLOWING SHALL PAY THE COMMISSION.

A. ANY PERSON WHO WANTS TO ACQUIRE THE CERTIFICATION BASED ON CLAUSE 1 OF ARTICLE 17.

B. ANY PERSON WHO WANTS TO EXPAND THE CERTIFICATION VALIDITY TERM BASED ON CLAUSE 2 OF SUB-SECTION 3 OF ARTICLE 17.

C. ANY PERSON WHO WANTS TO ACQUIRE THE CERTIFICATE OF AUTHENTICATION BASED ON CLAUSE 1 OF SUB-SECTION 4 OF ARTICLE 17.

D. ANY PERSON WHO WANTS TO BE ASSIGNED AS A CERTIFICATION AUTHORITY BASED ON CLAUSE 2 OF SUB-SECTION 6 OF ARTICLE 17.

2. THE COMMISSION AMOUNT, THE PAYMENT METHOD, AND THE PAYMENT PERIOD ARE DECIDED BY THE REGULATIONS OF THE MINISTRY OF AGRICULTURE AND FORESTRY.

3. COMMISSIONS PAID BASED ON CLAUSE 1 SHALL NOT BE RETURNED UNLESS IT WAS PAID IN ERROR.

Article 23 (Trust and consignment of authority)

1. The authority of the Minister of Agriculture and Forestry based on this Act can be entrusted or consigned to the chief of the Office of Rural Development, the chief of The Office of Forestry, municipal and provincial governors, or the chief of an organization under the Ministry of Agriculture and Forestry or a private organization.

2. THE EXECUTIVES AND PERSONNEL OF PRIVATE ORGANIZATIONS WHO ARE ENGAGED IN THE TRUSTED WORK BASED ON CLAUSE 1 AND THOSE OF CERTIFICATION AUTHORITIES WHO ARE ENGAGED IN CERTIFICATION WORK BASED ON CLAUSE 1 OF SUB-SECTION 6 OF ARTICLE 17 SHALL BE REGARDED AS PUBLIC SERVICE PERSONNEL IN THE APPLICATION OF ARTICLES 129 AND 132 OF THE CRIMINAL CODE.

Article 24 (Hearings and other related items)

1. THE MINISTER OF AGRICULTURE AND FORESTRY SHALL CONVENE A HEARING TO CANCEL THE ASSIGNMENT OF CERTIFICATION AUTHORITY BASED ON SUB-SECTION 7 OF ARTICLE 17.

2. WHEN A CERTIFICATION AUTHORITY CANCELS THE CERTIFICATION OF A PERSON CERTIFIED BASED ON SUB-SECTION 3 OF ARTICLE 18, THE CERTIFIED PERSON SHALL HAVE THE OPPORTUNITY TO SUBMIT THEIR OPINION.

3. THE REGULATION OF CLAUSE 5 AND 6 OF ARTICLE 22 AND ARTICLE 27 OF THE ADMINISTRATIVE PROCEDURAL LAW IS APPLIED TO THE OPINION SUBMISSION BASED ON CLAUSE 2. IN THIS CASE, "THE ADMINISTRATIVE AUTHORITY" IS THE "CERTIFICATION AUTHORITY".

Chapter 5 Penal regulations

Article 25 (Penal regulations) ANY PERSON APPLICABLE TO ONE OF THE FOLLOWING SHALL BE SENTENCED TO THREE-YEAR OR LESS IMPRISONMENT OR PUNISHED WITH A FINE NOT EXCEEDING 30,000,000 WON.

A. ANY PERSON WHO ACQUIRES THE CERTIFICATION THROUGH FALSE OR UNJUST METHODS, VIOLATING CLAUSE 1 OF SUB-SECTION 5 OF ARTICLE 17.

B. ANY PERSON WHO INDICATES ENVIRONMENT-FRIENDLY AGRICULTURAL COMMODITIES OR SIMILAR MARKS, VIOLATING CLAUSE 2 OF SUB-SECTION 5 OF ARTICLE 17.

C. ANY PERSON WHO MIXES NON-CERTIFIED AGRICULTURAL PRODUCTS AND SELLS, STORES, OR DISPLAYS THEM FOR THE PURPOSE OF SALE, VIOLATING CLAUSE 3 OF SUB-SECTION 5 OF ARTICLE 17.

D. ANY PERSON WHO SELLS, STORES, OR DISPLAYS PRODUCTS FOR THE PURPOSE OF SALE, VIOLATING CLAUSE 5 OF SUB-SECTION 4 OF ARTICLE 17.

E. ANY PERSON WHO FORGES OR ALTERS THE CERTIFICATE OF AUTHENTICATION, VIOLATING CLAUSE 5 OF SUB-SECTION 5 OF ARTICLE 17.

Sub-section 2 of article 25 (Penal regulations) ANY PERSON APPLICABLE TO ONE OF THE FOLLOWING SHALL BE SENTENCED TO ONE-YEAR OR LESS IMPRISONMENT OR PUNISHED WITH A FINE NOT EXCEEDING 10,000,000 WON.

A. ANY PERSON WHO FALSELY ISSUES THE CERTIFICATE OF AUTHENTICATION BASED ON SUB-SECTION 4 OF ARTICLE 17.

B. ANY PERSON WHO CONTINUES CERTIFICATION WORK AGAINST THE CANCELLATION OF THE ASSIGNMENT OF THE CERTIFICATION AUTHORITY OR AGAINST THE BUSINESS SUSPENSION AFTER THE VIOLATION OF SUB-SECTION 4 OF ARTICLE 17.

C. ANY PERSON WHO DOES NOT OBSERVE AN ORDER OF INDICATION REMOVAL, INDICATION SUSPENSION, OR SALE SUSPENSION FOLLOWING THE VIOLATION OF SUB-SECTION 2 OF ARTICLE 18.

Article 26 (Joint penalty regulations) WHEN THE REPRESENTATIVE OF A CORPORATION, AGENT, USER, OR EMPLOYEE OF A PERSON OR A CORPORATION VIOLATES ARTICLE 25 OR SUB-SECTION OF ARTICLE 25 IN THE BUSINESS OF THE PERSON OR THE CORPORATION, NOT ONLY THE ACTUAL OFFENDER BUT ALSO THE PERSON OR THE CORPORATION SHALL BE FINED FOR VIOLATIONS OF THE SAME ARTICLE.

Article 27 (Penalty)

1. ANY PERSON APPLICABLE TO ONE OF THE FOLLOWING SHALL BE IMPOSED WITH A PENALTY NOT EXCEEDING 3,000,000 WON.

A. ANY PERSON WHO DISRUPTS, REFUSES, INTERRUPTS OR AVOIDS THE INSPECTION, VIOLATING CLAUSE 2 OF ARTICLE 12.

B. ANY PERSON WHO DOES NOT REPORT OR REPORTS FALSELY, VIOLATING CLAUSE 1 OF SUB-SECTION 9 OF ARTICLE 17.

C. ANY PERSON WHO DOES NOT PREPARE OR KEEP THE REQUIRED DOCUMENTS, VIOLATING CLAUSE 2 OF ARTICLE 18.

2. The penalty based on Clause 1 shall be imposed and collected by the Minister of Agriculture and Forestry, the municipal or provincial governor, mayor or county governor (Hereinafter referred to as "imposer") in accordance with the presidential decree.

3. Any person who denies the penalty disposition can make an objection within 30 days from the notice of the disposition.

4. When a person who is imposed with a penalty based on Clause 2 makes an objection in accordance with Clause 3, the imposer shall notify the competent court of that fact without delay and the competent court shall judge the penalty based on the procedural law for non-litigious cases.

5. If the person neither makes an objection nor pays the penalty within the period prescribed in Clause 3, the penalty shall be collected based on the cases of administrative measures for national tax or local taxes.

Additional rules

1. (ENFORCEMENT DATE) THIS ACT SHALL COME INTO FORCE WHEN SIX MONTHS PASS AFTER THE PROMULGATION.

2. (INTERIM MEASURES FOR THE USE OF THE ENVIRONMENT-FRIENDLY AGRICULTURAL PRODUCT MARK) FOR ANY PERSON WHO REPORTED THE USE OF THE ENVIRONMENT-FRIENDLY AGRICULTURAL PRODUCT MARK BEFORE THIS ACT COMES INTO FORCE, THE FORMER REGULATIONS ARE APPLIED FOR TWO YEARS FOLLOWINGS THE ENFORCEMENT DATE OF THIS ACT.

3. (INTERIM MEASURES FOR PENAL REGULATIONS) THE PENAL REGULATIONS FOR THE ACTIONS BEFORE THIS ACT IS IN FORCE SHALL BE BASED ON THE FORMER REGULATIONS.